

**JOE WARDY**  
MAYOR



***CITY COUNCIL***

**SUSAN AUSTIN**  
DISTRICT NO. 1

**ROBERT A. CUSHING, JR.**  
DISTRICT NO. 2

**JOSE ALEXANDRO LOZANO**  
DISTRICT NO. 3

**JOHN F. COOK**  
DISTRICT NO. 4

**DANIEL S. POWER**  
DISTRICT NO. 5

**PAUL J. ESCOBAR**  
DISTRICT NO. 6

**VIVIAN ROJAS**  
DISTRICT NO. 7

**ANTHONY W. COBOS**  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
JUNE 29, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Pastor Albert J. Mays  
Pledge of Allegiance

**REGULAR AGENDA**

1. Discussion of 3-year rabies vaccinations for dogs and cats in the City of El Paso and passage of changes to affected Ordinance(s), as required, for implementation.  
[Richard Schechter]

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]  
  
Approval of Minutes for Regular City Council Meetings of May 6, and May 13, 2003, and June 2, June 8, and June 22, 2004.
3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**  
Representative John F. Cook

4. RESOLUTIONS:

- 4A. That the Mayor be authorized to sign the Airport Display Agreement with Raceelpaso, LLC, providing for the display of a race show car at the El Paso International Airport. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
- 4B. That the Mayor be authorized to sign an Amendment to the October 28, 2003, Contract (part of the Arts and Culture Department's Alfresco! Fridays Concert Series) between the City and Lorenzo Guel, as representative for the artist, CEIBA, to reflect the change of representatives to Jena Camp and the change of performance location from Arts Festival Plaza to Convention Center Plaza. There are no further changes to the Contract. **(All Districts)**  
[Arts and Culture, Alejandrina Drew, (915) 541-4481]
- 4C. That the Mayor be authorized to sign a letter consenting to the sale of alcohol by the Juvenile Diabetes Research Foundation for consumption on the premises at the 2004 Downtown Street Festival. The Festival will take place beginning at 6:00 p.m. on July 3 and continuing until 1:00 a.m. on July 4, 2004, and beginning at 6:00 p.m. on July 4 and continuing until 1:00 a.m. on July 5, 2004, on the following City-owned property or public right-of-way: the El Paso Convention Center Plaza, Santa Fe Street between Franklin Avenue and San Antonio Avenue, and San Francisco Avenue between El Paso Street and Santa Fe Street. [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 4D. That the City Attorney be authorized to sign a Letter of Engagement between the City of El Paso and Norman J. Gordon, Attorney at Law, with Mounce, Green, Myers, Safi & Galatzan, a Professional Corporation to consult with the City on all aspects relating to the matter of the Statement of Intent to Change Rates by Texas Gas Service Company under the Gas Reliability Infrastructure Program and Request to Recover Costs in Promoting Economic Development.  
[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
- 4E. That the Director or Registrar of the El Paso Museum of Art be authorized to sign an Incoming Loan Agreement for an annually renewable loan from Holly and Sanford Cox of a painting by early El Paso artist Eugene Thurston, **Desert Sunset**, Oil on canvas board, 16" x 20", 24" x 28" framed, value \$3,500.00. June 2004 through June 2005. There are no costs attached to this loan.  
[El Paso Museum of Art, Amy Grimm, (915) 532-1707, ext. 14]
- 4F. That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JOSE R. ALANIZ**, to assist the El Paso Water Utilities as a Geographic Information Systems Technician at an hourly rate of \$13.18 for 40 hours per week. The term of the contract shall be for the period of June 30, 2004 through June 29, 2005. [El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]

- 4G.** That the Mayor be authorized to sign an Agreement for Engineering Services by and between the **CITY OF EL PASO** and **DORADO ENGINEERING, INC.**, for a project known as **“MONTROYA HEIGHTS, PHASE I AND PHASE II”** for an amount not to exceed THREE HUNDRED SEVENTY THOUSAND ONE HUNDRED ONE AND 00/100 DOLLARS (\$370,101.00). **(District 1)**  
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 4H.** That the Mayor be authorized to sign an Agreement for Engineering Services by and between the **CITY OF EL PASO** and **QUANTUM ENGINEERING CONSULTANTS, INC.**, for a project known as **“Indian Place, Wenda Way and Bowen Drive Street and Drainage Improvements”**, in an amount not to exceed TWO HUNDRED EIGHTY THOUSAND NINETY AND 33/100 DOLLARS (\$280,090.33). **(District 7)** [Engineering Department, Irene Ramirez, (915) 541-4431]
- 4I.** That the City of El Paso approves the participation by the El Paso Fire Department in the Independence Day Parade to be held by the Rotary Club of West El Paso on July 3, 2004 by providing a 1948 Mack Fire Engine as an entry in the parade. [Fire Department, Chief Roberto Rivera, (915) 771-1000]
- 4J.** That the Library Director be authorized to sign an Exhibit Contract with Luis Hernandez covering an exhibit of “Fossils and Related Materials” at the Ysleta Branch of the El Paso Public Library System for the period of July 1 through 31, 2004. This exhibition is at no cost to the City. **(District 6)**  
[Library, Carol Brey-Casiano, (915) 875-0705]
- 4K.** That the Library Director be authorized to sign an Exhibit Contract with Fred Morales covering an exhibit of the “History of Casas Grandes, Chihuahua” at the Irving Schwartz Library Branch of the El Paso Public Library System for the period of July 1 through 31, 2004. This exhibition is at no cost to the City. **(District 6)** [Library, Carol Brey-Casiano, (915) 875-0705]
- 4L.** That the Director of the El Paso Public Library (“the Library”) be authorized to sign the Costume Appearance Agreement with Candlewick Press, for the loan of a “Maisy” walk-about character costume from August 19 through August 30, 2004. The costume shall be used for programs at all libraries during such time period. The cost to the Library is \$120, which includes shipping and handling costs. **(All Districts)** [Library, Carol Brey-Casiano, (915) 875-0705]
- 4M.** That the Director of the El Paso Public Library (“the Library”) be authorized to sign the Costume Appearance Agreement with Penguin Putnam, for the loan of a “Corduroy Bear” walk-about character costume from September 9 through September 20, 2004. The costume shall be used for programs at all libraries during such time period. The cost to the Library is \$120, which includes shipping and handling costs. **(All Districts)**  
[Library, Carol Brey-Casiano, (915) 875-0705]
- 4N.** Approving the use of funds of the City of El Paso Property Finance Authority, Inc. to provide closing cost and/or down payment assistance in connection with the El Paso Housing Finance Corporation=S 2004 Single Family Mortgage Revenue Bond Program. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]

- 4O.** That Regent Communications-El Paso be authorized to stage fireworks displays in the East parking lot of City Hall on July 3<sup>rd</sup> and 4<sup>th</sup>, 2004, as part of the events scheduled for the organization's El Paso Downtown Street Festival; and that the Mayor be authorized to sign any related documentation, approving of such fireworks display, as an affected owner. **(District 8)**  
[Municipal Services, Gonzalo Cedillos, (915) 541-4202]
- 4P.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JOEL R. HILL**, to assist the Parks and Recreation Department as a Indoor Pool Manager at an hourly rate of \$8.00 for 40 hours per week. The term of the contract shall be for the period of June 30, 2004 through August 31, 2004.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 4Q.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contract on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for this contract is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

**MULTI-PURPOSE CENTER****DEPARTMENT ID: 51510032, ACCOUNT 502214**

CONTRACTOR: Martha Castillo, Ballet Instructor  
DATES: June 30, 2004 through August 31, 2004  
RATE PER CL: \$9.00  
MAXIMUM AMT: \$198.00  
CONTRACT: **2003/2004-161**

- 4R.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contract on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for this contract is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

**NORTHEAST RECREATION CENTER****DEPARTMENT ID: 51510107, ACCOUNT: 501011**

CONTRACTOR: Andre Luther, Instructor Aide, Step 2  
DATES: June 30, 2004 through August 31, 2004  
RATE PER HR: \$5.60  
CONTRACT NO: **2003/2004-289**

- 4S.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

**AQUATICS**

**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Javier Carreno, Lifeguard, Step 2  
DATES: June 30, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-290**
2. CONTRACTOR: Rigoberto Lezama, Senior Lifeguard, Step 2  
DATES: June 30, 2004 through September 30, 2004  
RATE PER HR: \$6.80  
CONTRACT NO: **2003/2004-291**
3. CONTRACTOR: Kyle M. Quagliato, Lifeguard, Step 2  
DATES: June 30, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-292**
4. CONTRACTOR: Elma M. Rivas, Pool Attendant, Step 3  
DATES: June 30, 2004 through September 30, 2004  
RATE PER HR: \$5.80  
CONTRACT NO: **2003/2004-293**
5. CONTRACTOR: Daniel Vasquez, Lifeguard, Step 2  
DATES: June 30, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-294**

- 4T.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **LUIS M. GUERRA**, to assist the Police Department as a HIDTA Fiscal Administrator at an hourly rate of \$15.48 for 40 hours per week. The term of the contract shall be for the period of June 30, 2004 through December 31, 2004. [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]
- 4U.** That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **GEORGE PEEL** as an Airframe and Powerplant Mechanic for the Police Department's Air Support Unit for the period of July 3, 2004 through July 2, 2005 at the rate of \$32.32 per hour not to exceed a maximum of 1300 hours. The amount of contract shall not exceed \$42,016.20 per year. [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]
- 4V.** That the Mayor be authorized to sign a contract between the **CITY OF EL PASO** and **ESTELLA GONZALEZ SHAW**, to assist the Police Department as a Crime Victim Services Supervisor, at a biweekly rate of \$1,157.60, for 40 hours per week. The term of the contract shall be for the period of June 30, 2004 through August 31, 2004 [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]

- 4W.** That the Chief of Police be authorized to submit an on-line grant application in the amount of \$80,000.00 from the U.S. Department of Justice for the City of El Paso Police Department for a federal grant from the Paul Coverdell Forensic Science Improvement Grant Program to improve the quality and timeliness of forensic science and medical examiner services, and be authorized to sign any necessary, related documents. No matching funds are required.

[Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]

- 4X.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this sanitation lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
1188 Hawkins Boulevard	\$ 86.06	\$ 0.14	\$ 86.20

**(District 3)** [Solid Waste Management, Jeffrey Belles, (915) 621-6719]

- 4Y.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this sanitation lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
5728/5730/5734 Alameda Avenue	\$ 320.42	\$ 144.09	\$ 464.51

**(District 3)** [Solid Waste Management, Jeffrey Belles, (915) 621-6719]

- 4Z.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this sanitation lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
100 Block Keeney	\$ 51.16	\$ 40.78	\$ 91.94

**(District 7)** [Solid Waste Management, Jeffrey Belles, (915) 621-6719]

- 4AA.** That the Mayor be authorized to sign an Agreement with EL PASO HEART & VASCULAR CLINIC, P.A. to provide One (1) Thirty two (32) gallon Container for a service fee of \$5.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 8)**

[Solid Waste Management, Jeffrey Belles, (915) 621-6719]

- 4BB.** That the Mayor be authorized to sign an Amendment to the Agreement with the DEL NORTE TITLE, L.L.C. to lend One (1) additional 32 gallon bin, for a total of three (3) 32 Gallon Containers, and Nine (9) 8 Gallon Baskets for a service fee of \$5.00 per location for each month in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City. **(District 1)**

[Solid Waste Management, Jeffrey Belles, (915) 621-6719]

- 4CC.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **MARCIA TIRRES**, to assist the Zoo as a Zoo Commissary & Hospital Aide at an hourly rate of \$8.33 for 20 hours per week. The term of the contract shall be for the period of June 30, 2004 through September 30, 2004.  
[Zoo, William R. Torgerson, (915) 521-1855]

**5. BOARD APPOINTMENT:**

Carole A. Hunter to the Art Museum Advisory Board by Representative John F. Cook.  
[Representative John F. Cook, (915) 541-4140]

**6. RESIDENTIAL STREET LIGHT:** Approve installation, power, and maintenance of residential street light at the following location:

Between 109 and 113 Oriole Estimated cost is \$899. **(District 3)**  
[Representative Jose Alexandro Lozano, (915) 541-4515]

**7.** Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]

**7A.** PID #C340-999-0460-3700 \$224.74 per month installments on a balance of \$2,696.88 for 2003 taxes; Maria D. C. Aguirre – 7016 Villa Hermosa. **(District 1)**

**7B.** PID #H752-003-0190-0070, \$425.46 per month installments on a balance of \$2,552.76 for 2003 taxes; Mario Vizcarra – 14572 Bradley. **(District - County)**

**7C.** PID #M348-999-0010-0450, \$315.73 per month installments on a balance of \$3,788.76 for 2002 taxes; Antonio & Lillana Contreras – 143 Alto Mesa #A.  
**(District 8)**

**7D.** PID #S102-999-0070-0100, \$175.44 per month installments on a balance of \$3,157.92 for 2003 taxes; Jesus & Irma Cervantes – 7166 El Cajon Dr.  
**(District 8)**

**7E.** PID #S812-999-0170-1900, \$208.32 per month installments on a balance of \$2,291.52 for 2003 taxes; Maria P. Arreola - 12376 Robert Dahl. **(District 5)**

**8. APPLICATION FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]

Irma W. Oppenheim in the amount of \$5,813.74, overpayment of 2003 taxes.  
(PID #C801-999-0240-5900)

**9. DISCRETIONARY FUNDS:**

**9A.** Request authorization to disburse \$2,000 from District 1 Discretionary Funds to the Parks and Recreation Department to assist the 2004 Club Rec Program at Roberts Elementary School from July 6-July 30, 2004.  
[Representative Susan Austin, (915) 541-4886]

- 9B.** Request authorization to allocate the use of District 2 discretionary funds in the amount of \$1,500.00 to assist the El Paso Police Department - Disabled Parking Enforcement Volunteer Program to purchase five (5) digital cameras for each of the regional command centers. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 9C.** Authorization to disburse \$500 from District 3 Discretionary Funds to the Parks and Recreation Department to assist the 2004 Club Rec program at Seville Community Center. **(District 3)**  
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 9D.** Authorization to disburse \$1,000 from District 3 Discretionary Funds to the Parks and Recreation Department to assist the 2004 Club Rec program at the San Juan Recreation Center. **(District 3)**  
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 9E.** Authorization to disburse \$500 from District 3 Discretionary Funds to the Parks and Recreation Department to assist the 2004 Club Rec program at the Carolina Recreation Center. **(District 3)**  
[Representative Jose Alexandro Lozano, (915) 541-4515]

**10. REQUEST TO ISSUE PURCHASE ORDER:**

Request approval for the Director of Purchasing to issue a purchase order to Ralph Sellers and Associates in the amount of \$1,500.00 for appraisal services for the property locate on Pine Springs, Lots 24 through 28, Block 1, Vista Commercial Park, El Paso, El Paso, County, Texas, PID V867-999-0010-2400. This property is being considered for the location of Fire Station 35, approved by voters in February's 2004 election.

Department: Building and Planning Services  
[Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

**11. CHANGE ORDERS:**

- 11A.** Approve the following Change Orders to JanCar, Inc. for the Animal Shelter project:

Change Order No. Two (Construction Change) for an increase in the amount of \$15,267.18. The purpose of this change order is to (1) Laminate CMU wall surfaces in meeting room; (2) Haul in water to continue with site construction.

Change Order No. Three (Construction Change) for an increase in the amount of \$22,450.10. The purpose of this change order is to (1) Add R-19 insulation to "saddle" section of roof; (2) Replace three hollow metal doors in lieu of aluminum doors; (3) Align four dog face ornamentation with wood columns; (4) Place livestock sealer in animal areas in lieu of standard floor sealer; (5) Delete standard floor sealer.

Change Order No. Four (Construction Change) for an increase in the amount of \$229,538.00. The purpose of this change order is to add the following Alternates: No. 8 Animal Holding Cages; No. 7 Rock Wall; No. 2 Millwork and Cabinetry.



Additionally, it is requested that the Mayor be authorized to execute budget transfers for this project as necessary.

[Purchasing Department, Byron Johnson, (915) 541-4308]

- 11B.** Change Order No. Seven (Construction Change) to J.A.R. Concrete, Inc. for "Rehabilitation of Stanton Street Bridge and Santa Fe Bridge project" for an increase amount of \$14,072.00. The purpose of this change order is to seal the existing expansion joints on the bridge deck at the following bents of the Stanton Street Bridge in accordance with the Repair Types "F" and "H", in the contract and details of the plans:

1. The west sidewalk expansion joint on bent # 7.
2. The entire expansion joint on bent # 3. This includes both the East and West sidewalks and the entire width of the bridge deck.

This change order also adjusts the planned quantities for Repair Type X-3 to account for the actual amount of work performed and measured in place. The total cost includes traffic control and mobilization.

[Purchasing Department, Byron Johnson, (915) 541-4308]

**12. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

Bid No.:	2004-176	Janitorial Services El Paso Fire Departments Maintenance Shop, Communications and Fire Marshall's Office
Award to:		Professional Building Maintenance Services
		El Paso, TX
Item (s):		All
Amount:		\$17,256.50 (yearly)
Department:		Municipal Services, Maintenance Department
Funds available:		31010326-01101-502206
Funding source:		Operating Account, Janitorial Maintenance Services
		Contract
Total award:		\$52,069.50
<b>District (s):</b>		<b>3</b>

Municipal Services Department and Purchasing recommend awards as indicated as this vendor has provided the Best Value Bid Procurement.

This is a thirty-six (36) month contract with no option to extend the term of this contract.

[Purchasing Department, Ray Heredia, (915) 541-4316]

**13. BIDS:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

**13A.** Bid No.: 2004-168 Nitrile Medical Exam Gloves  
Award to: Emergency Medical Supply  
Shepperdsville, KY  
Item (s): #1 (all sizes)  
Amount: \$90,000.00 (estimated annually)  
  
Department: Fire Department  
Funds available: 22010319-503112-01101  
Funding source: Fire Department Operating Funds  
Total award: \$180,000.00 (estimated)  
**District (s): All**

The Fire and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Of twenty three (23) vendors who submitted bids, there were five (5) which met minimum NFPA specifications, of these five (5) bidders Emergency Medical Supply was low bidder.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**13B.** Bid No.: 2004-177 Waterous Proprietary Parts  
Award to: Special Equipment Services, Inc.  
Kaufman, Texas  
Item (s): #1 (all)  
Amount: \$30,000.00 (estimated annually)  
  
Department: Fire Department  
Funds available: 220010320-503118-01101  
Funding source: Fire Department Operating Funds  
Total award: \$120,000.00 (estimated)  
**District (s): All**

The Fire and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**14. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]**14A. BT2004-892 AIRPORT**

Transfer of funds to cover cost of parts to replace backflow units which failed inspection in the Global Reach Industrial Park area.

Increase	\$3,000	to	62620039/40101/503202	Land/Lndscp
Increase	\$3,000	to	62620039/40101/407062	Trfinfrom AP
Increase	\$3,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$3,000	to	62620018/P50000241021/507062	TrfoutfromAP

**14B. BT2004-895 CITY ATTORNEY'S OFFICE**

Due to an increase in costs associated with litigation, our budget was not sufficient to pay these expenditures through 8/31/04.

Decrease	\$100,000	from	03153020/15466/502215	Otsd Contract
Increase	\$100,000	to	03010023/01101/502109	ExtLegCouncil
Increase	\$100,000	to	03153020/15466/507003	TrftoGenFund
Increase	\$100,000	to	03010023/01101/407000	Intfd Trf (Src)

**14C. BT2004-918 NON DEPARTMENTAL**

Realignment of appropriations to set up funding for actuarial study services.

Decrease	\$15,000	from	99010273/01101/504405	Contingency
Increase	\$15,000	to	99010273/01101/502215	Otsd Cont

**15. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**15A.** Ministerios Nuevo Amanecer to hold a 4<sup>th</sup> of July parade on July 4, 2004 from 4:00 p.m. to 5:00 p.m. Route: Start at Album to Suez, turn left on Suez to Parkwood, turn left on Parkwood to Blackwood, turn left on Blackwood to Cornwall, turn right on Cornwall to Bayo, turn left on Bayo and finish at Orkney. Approximately 150 persons will take part. This request includes permission to use amplification (2 speakers, 3 microphones, 3 megaphones, 1 amplification). PERMIT NO. 04-058 **(District 5)** [Gabriela Ortega]

**15B.** Victory Life Fellowship to use amplification (3 microphones, 2 speakers, 1 amp) on July 2, 2004 from 7:30pm to 8:00pm at Boys Club Park – 811 S. Florence for Anti Drug Message. Approximately 5 persons will participate with 20 spectators anticipated. PERMIT NO. 04-059 **(District 8)** [Julio Villalobos]

**REGULAR AGENDA****16. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

- 16A.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 21, Ex-Parte Communications, to change the restrictions placed on Ex-Parte Communications. [Human Resources, Terry A. Bond, (915) 541-4509]

**PUBLIC HEARING WILL BE HELD ON JULY 13, 2004 FOR ITEM 16A**

- 16B.** An Ordinance changing the zoning of a portion of West Hills Unit 23, El Paso, El Paso County, Texas from R-3 (Residential) to R-3A (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Sierra Hills Joint Venture, Mountain Vista Builders, Inc. and Direct Home Sales, Inc. / Representative: Conde, Inc.; 1790 Lee Treviño Drive, Suite 400, El Paso, TX 79936. ZON04-00086 **(District 1)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**PUBLIC HEARING WILL BE HELD ON JULY 20, 2004 FOR ITEM 16B**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**17. DISCUSSION AND ACTION – MAYOR AND COUNCIL:**

- 17A.** Discussion and action that the City of El Paso provide matching funds to El Paso MHMR (El Paso Mental Health & Mental Retardation) in the amount of \$270,000 to preserve existing service levels and to leverage federal matching funds.  
[Representative Daniel S. Power, (915) 541-4189 and Mr. Gary Larcenaire, (915) 887-3410]
- 17B.** Discussion and action on matters related to the Water Conservation Advisory Board with respect to the absence of reporting and accountability related to same, specifically in the area/s of responsibility as set forth, in pertinent part, "...Make reports to the legislative review committee of the city council responsible for PSB...", since there is currently in place no such legislative review committee and whether there exists any legal basis or authority for a "legislative review committee" of an independent and autonomous board.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]

**18. DISCUSSION AND ACTION – BUILDING AND PLANNING SERVICES:**

- 18A.** Staff Report on Capital Improvements Program budgeting, reconciliation of general obligation bonds and certificates of obligation bonds fund balances, and recommended use of unallocated fund balances to pay contractually obligated capital projects. [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

**18B.** Discussion & Action on use of general obligation bonds and certificates of obligation bonds unallocated fund balances to pay contractually obligated capital projects as recommended by the Building & Planning Services Department.  
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

**18C.** Discussion & Action on the Capital Improvements Program to (1) set the process and calendar for reviewing and prioritizing capital projects; and (2) to reaffirm the criterion to be used by the Building & Planning Services Department for recommending priority ranking for capital project submittals.  
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

**19. DISCUSSION – FINANCIAL AND ADMINISTRATIVE SERVICES:**

Discussion of Third Quarterly Financial Report by Deputy Chief Administrative Officer William A. Chapman. [Financial and Administrative Services, William Chapman, (915) 541-4011]

**20. DISCUSSION AND ACTION – PLANNING, RESEARCH & DEVELOPMENT:**

Resolution that the City accepts the dedication of a Street Right-of-Way located within a portion of Tract 1A, Block 11, Upper Valley Surveys (the extension of Gomez Road to serve Valley Creek Park), City of El Paso, El Paso County, Texas, and being more fully described by metes and bounds in the attached Exhibit "A" from Frontera Vista L.P., a Texas Limited Partnership. **(District 1)**  
[Planning, Research & Development, Rudy Valdez, 541-4635]

**21. DISCUSSION AND ACTION – PURCHASING:**

**21A.** Request approval for the Director of Purchasing to reject the bids submitted for Bid No. 2004-114, Six Man Heavy Rescue Vehicle for the Fire Department. The Purchasing Department and the Fire Department recommend re-bidding with revised specifications to add NFPA/ISO functions to the Rescue Unit. The intent is to add pumper capabilities to the rescue unit in a revised bid format. This item will be re-bid at the request of the Fire Department.  
[Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

**21B.** Request approval for the Director of Purchasing to reject the bid for Solicitation No. 2004-170, "Airport Truck Mounted Striping Machine" for the Department of Aviation. The bid is being rejected for exceeding the available funding. The solicitation will be rebid in the future with revised specifications as requested by the Department of Aviation. [Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

**22. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:**

**22A.** Public hearing to determine if the property located at 6127-6135 N. Mesa Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 2004. The owner of this property, Karl M. Friedman, 5647 A Cory Drive, El Paso, Texas 79932, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 8)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 22B.** An Ordinance granting a Special Privilege to the Central Business Association of El Paso, Inc., to permit temporary sidewalk vending for participating merchants within certain public rights-of-way in Downtown El Paso from July 4, 2004 through July 3, 2005. (Fee: \$100.00 per 3' x 9' vending area or \$200.00 per 6' x 9' vending area, SP-04009) **(District 8)**  
[Building Permits & Inspections, Raymond Bonilla, (915) 541-4767]

**23. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:**

- 23A.** An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by adding church as a permitted use in Chapters 20.34 (C-OP Office Park District), 20.46 (M-1 Light Manufacturing District), 20.48 (M-2 Heavy Manufacturing District), 20.50 (M-3 Unrestricted Manufacturing District), 20.53 (U-P Union Plaza District), 20.58 (P-C Planned Commercial District), and 20.60 (P-I Planned Industrial District). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. **(All Districts)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 23B.** An ordinance amending the 2025 proposed thoroughfare system as detailed in the map atlas of The Plan for El Paso and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended, to delete Gomez Road and the extension of Redd Road across the Rio Grande. **(District 1)** [Planning Research and Development, Chuck Kooshian, (915) 541-4632]

- 23C.** An Ordinance Granting Special Permit No. ZON04-00061, to allow for infill development on Lots 3, 4 and 5, Block F, Grandview Addition, El Paso, El Paso County, Texas (Idalia Avenue), pursuant to Section 20.14.040 (Zoning) of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: R-5 (Residential). Applicant: Tito Porras / Representative: Luis Sarinana, 516½ Mauer, El Paso, TX 79915 **(District 2)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 24.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY  
Section 551.072 DELIBERATION REGARDING REAL PROPERTY  
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS  
Section 551.074 PERSONNEL MATTERS  
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES  
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

**24A.** Discussion and Action on Enforcement of Chapter 5.54 of the City of El Paso Municipal Code. (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE FOLLOWING ADDRESS: <http://www.elpasotexas.gov>**